

Edna R. Sussman Esq.
Hoguet Newman & Regal LLP
10 East 40th Street
New York, NY 10016
Phone: 212-689-8808
Fax: 212-689-5101
E-mail: esussman@hnrlaw.com

January 29, 2005

II. Profession	Jurisdiction	Date of Admission
Attorney	New York, 1 st Department	1974
	US District Court: Southern District NY	1974
	US District Court: Eastern District NY	1974
	US Court of Appeals, Second Circuit	1974
	United States Supreme Court	1978

II. Professional Organizations:

American Bar Association 1974- Active- Vice Chair Renewable Energy Resources Committee of the Section of Environment, Energy and Resources, Member of Alternative Dispute Resolution and Litigation Sections
Association of the Bar of the City of New York 1974- Active- Member of the Energy Committee
New York State Bar Association 2003- Active – Member of the Commercial & Federal Litigation Section and the Environmental Law Section
Westchester Bar Association 2003- Member Alternative Dispute Resolution Committee

III. General Professional Experience

My specialty as an attorney has been as a commercial litigator specializing in complex corporate disputes. In recent years an increasing part of my practice has been in serving as a neutral in mediations and arbitrations.

As a litigation partner (1981-1987) and associate (1974-1981) at White & Case and in my current position as Of Counsel at Hoguet Newman & Regal I have represented clients in many different industries in a wide variety of complex commercial litigations. These disputes have included matters arising out of bankruptcy, contracts, securities, accounting, financing transactions, transnational litigation, banking issues, antitrust, mergers/acquisitions, dealership relations, products liability, employment, copyright, trade name, fiduciary duties, fraudulent conveyance, admiralty and estate matters. In working on these matters I became familiar with many different businesses, including the liquor, steel and oil industries, the air conditioning, furniture, match, flooring, discount store chain and shipping businesses, architecture and engineering professions, franchise operations, energy related businesses, a variety of investment vehicles and various facets of accounting and banking.

IV. Experience and Familiarity with Bankruptcy Law:

I have counseled on bankruptcy issues in the context of sophisticated business transactions and represented unsecured and secured creditors in a broad variety of contexts, principally in Chapter 11 proceedings. I have also represented the trustee in bankruptcy in extensive proceedings to recover property fraudulently conveyed and enforce judgments. Cases I handled became important precedents in the areas of adequate protection and the recognition of foreign trustees in bankruptcy.

V. Mediation Training:

United States District Court for the Southern District of New York Mediation Panel; Mediation introductory training, New York City 12/97 (two days)
USDC SDNY Mediation training workshop, New York City, 2000 (4 hours)
National Association of Securities Dealers Arbitrator Training 12/2004 (6 hours)
Several American Arbitration Association training sessions 2004 (4 hours)
American Arbitration Association Arbitrator Update 12/03 (4 hours);
AAA Commercial Arbitrator II Training, New York, 10/02 (two days)
AAA Arbitrator Training, White Plains, 6/99 (1 day)
AAA Introductory Arbitrator Training Workshop, New York 10/99 (1 day)

VI. Mediation Experience:

As a mediator on the panel of the United States District Court for the Southern District of New York since 1997, a panelist on the Commercial Panel of the American Arbitration Association since 1994, and more recently as an arbitrator for the New York Stock Exchange, I have had extensive experience as a neutral and have successfully mediated and arbitrated numerous disputes concerning contracts, investment advisory and personal services disputes, hedge funds, franchise relationships, partnership agreements, dissolutions of corporations, copyright violations, employment disputes, construction disputes, breach of fiduciary duties issues and restrictive covenants.

VII. Area of Expertise:

My expertise includes bankruptcy matters, general commercial law (contracts and business torts), securities, and environmental law.

VIII. General Pertinent Business or Legal Experience:

I have been a frequent author and lecturer. I co-authored a monthly column on litigation practice for the *Legal Times of New York*, served as Co-editor of the *Letter of Credit Reporter* and served on the Advisory Board of *Lender Liability Law Report*. I have lectured on litigation practice for PLI, ABA, ALI-ABA and Association of the Bar of the City of New York. Representative articles I have published include: “*The Emerging Fraud Exception*”, *Letters of Credit Reporter*; “*Strategic Discovery*”, ABA’s *Litigation Journal*; “*Electronic Depositions*”, ABA’s *Litigation Journal*; “*Renewable Energy Resources Development Initiatives on Public*

Lands” ABA’s Trend Newsletter; In the Legal Times of New York: “Discovery of Expert Witnesses”; “Arbitration Rules”; “Flexibility in Arbitration Actions”; “Court Disqualification Battles”, “Unlisted Affirmative Defenses May Be Waived”, “Planning Helps Ensure a Favorable Court Venue”; “Service Abroad Can Be Tricky”; “The Joint Defense Privilege”; “Motions to Dismiss Can be Big Winners or Big Losers”; “Pretrial Conferences Require Planning”.

IX. Other Pertinent Information

In addition to my practice as a neutral and my general commercial litigation practice, as Vice Chair of the Renewable Energy Resources Committee of the American Bar Association, in mid-2004 I started to organize and moderate an ongoing monthly series of national teleconferences to explore renewable energy developments. I have been active both professionally and personally on many other environmental issues and am familiar with many aspects of energy and environmental law.

X. Fee Structure

My hourly rate is \$300 per hour. I do not seek expense reimbursement except when travel out of New York City is required